

In virtual Court

CRM-M-32529-2020

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-32529-2020 (O&M)
Date of decision: 17.11.2020

Ajij Masih

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Vipin Mahajan, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. A.P.S. Rehan, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.90 dated 15.08.2020 under Sections 326, 452, 324, 34 IPC, registered at Police Station Ghuman Kalan, District Gurdaspur.

Learned counsel for the petitioner submits that it is a case of version and cross-version. It is further submitted that as per allegations in the FIR, Victor Masih raised a lalkara to caught hold of complainant Younus Masih and in that process, petitioner Ajij Masih @ Babba gave a datar blow on the wrist of the complainant. It is also submitted that in fact, on account of the injuries sustained by the petitioner and his father, a cross-case was registered

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vide GD No.34 dated 10.09.2020 and even a complaint has been filed before the Illaqa Magistrate regarding an incident, in which a minor girl from the side of the petitioner was stopped by the complainant side and fight took place on that account and later on, the Board of Doctors declared the injuries suffered by Victor Masih as grievous.

Learned counsel for the petitioner has further submitted that the petitioner is in custody for the last 02 months and 12 days and is not involved in any other case.

Learned State counsel, assisted by learned counsel for the complainant, could not dispute the factual position.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the aforesaid facts and circumstances of the case, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaqa Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

17.11.2020
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No